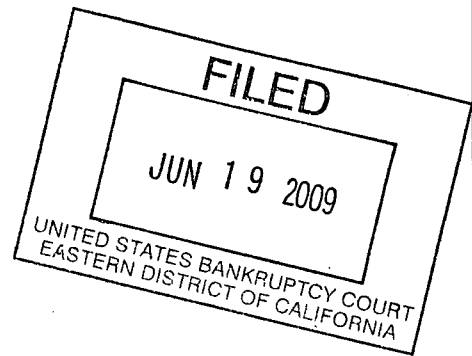


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5 UNITED STATES BANKRUPTCY COURT
6 EASTERN DISTRICT OF CALIFORNIA

7 In re:) Case No. 09-29936-C-11
8)
9 PAUL SANDNER MOLLER and ROSA)
10 MARIA MOLLER,)
11)
Debtor(s).)

12 ORDER APPROVING EMPLOYMENT OF ATTORNEYS
13

14 An application to employ attorneys pursuant to 11 U.S.C.
15 § 327 has been made. Based upon the application, the record, and
16 the verified statement required by Bankruptcy Rule 2014(a), it
17 appears that the attorneys are eligible to be employed.

18 IT IS ORDERED that the debtors is authorized to retain
19 Bernheim, Gutierrez & McCready as its attorneys, subject to the
20 following reasonable terms and conditions pursuant to 11 U.S.C. §
21 328(a):

22 1. No compensation is permitted except upon court order
23 following application pursuant to 11 U.S.C. § 330(a).

24 2. Compensation will be at the "lodestar rate"
25 applicable at the time that services are rendered in accordance
26 with the Ninth Circuit decision in In re Manoa Fin. Co., 853 F.2d
27 687 (9th Cir. 1988). Guidance on evidence appropriate to support
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1 applications for compensation appears in In re Gianulias, 98 B.R.
2 27 (Bankr. E.D. Cal.), aff'd, 111 B.R. 867 (E.D. Cal. 1989).

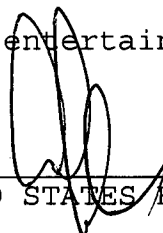
3 3. No hourly rate referred to in the application papers
4 is approved unless unambiguously so stated in this order or in a
5 subsequent order of this court.

6 4. All funds received by counsel in connection with this
7 matter, regardless of whether they are denominated a retainer or
8 are said to be nonrefundable, are deemed to be an advance payment
9 of fees and to be property of the estate except to the extent
10 that counsel demonstrates, pursuant to the statement required by
11 11 U.S.C. § 329 filed before ten days after issuance of this
12 order, that such funds were received as the reasonable value of
13 actual prepetition services. Such a statement was included with
14 the application papers.

15 5. Funds that are deemed to constitute an advance
16 payment of fees shall be maintained in a trust account maintained
17 in an authorized depository, which account may be either a
18 separate interest-bearing account or an attorney's trust account
19 containing commingled funds. Withdrawals are permitted only
20 after approval of an application for compensation and after the
21 court issues an order authorizing disbursement of a specific
22 amount.

23 6. Monthly applications for interim compensation
24 pursuant to 11 U.S.C. § 331 will be entertained.

25 Dated: June 19, 2009.

26 
27 UNITED STATES BANKRUPTCY JUDGE
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Office of the United States Trustee
501 I Street, 7th Floor
Sacramento, CA 95814

Dated: 6-22-07


DEPUTY CLERK